

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

**COLLEGE REPUBLICANS OF THE
UNIVERSITY OF WASHINGTON;
CHEVY SWANSON**, an Individual,

Plaintiffs,

vs.

ANA MARI CAUCE, in her official capacity
as president of the University of Washington;
GERALD J. BALDASTY, in his official
capacity as provost and executive vice
president; **RENE SINGLETON**, individually
and in her official capacity as assistant
director, Student Activities; **CHRISTINA
COOP**, individually and in her official
capacity as senior activities advisor, Student
Activities; **JOHN N. VINSON**, individually
and in his official capacity as Chief of the
University of Washington, Seattle, Police
Department; **CRAIG WILSON** individually
and in his official capacity as University of
Washington, Seattle, Police Department Patrol
Commander; and DOES 1-25;

Defendants.

NO. _____

**DECLARATION OF CHEVY
SWANSON IN SUPPORT OF
PLAINTIFF'S MOTION FOR
TEMPORARY RESTRAINING
ORDER**

1
2 I, Chevy Swanson, declare as follows:

3 1. I am a Plaintiff in this lawsuit, a resident of Seattle, Washington, and president of the
4 plaintiff College Republicans ("College Republicans") of the University of Washington. The
5 following facts and circumstances are personally known to me, and if called upon to do so, I could
6 and would competently testify as to them.

7 2. This declaration is presented in support of Plaintiffs' Motion And Motion For
8 Temporary Restraining Order And For Order To Show Cause Why Preliminary Injunction Should Not
9 Issue.

10 3. In January 2017, the College Republicans hosted an event featuring political
11 provocateur Milo Yiannopolous in Kane Hall on the UW Seattle campus. The event drew a significant
12 negative reaction from some members of the Seattle community who contacted the University desiring
the event be cancelled.

13 4. I was event coordinator for the College Republicans and directly involved in planning
14 for the Yiannopolous event. I, along with other club members, met multiple times with campus
15 administrators who were our planning advisors. Initially, our advisors estimated security, building
16 rental, equipment and staffing would cost us \$1,000. In subsequent meetings, we were given a revised
17 estimate of \$5,000 and then \$7,000. At no time, did the administration officials explain the rising cost
18 estimates except to say that because they were expecting heightened protests, the cost of security
19 would increase to cover additional officers.

20 5. On the night of January 20, 2017, approximately 400 people gathered in Red Square to
21 cue up for the Yiannopolous event. At approximately 5 p.m., a number of black-clad individuals
22 wearing masks and carrying sticks and flagpoles showed up breaking bricks, attempting to bust down
barricades and harassing people.

23 6. At approximately 7 p.m. an altercation occurred in which a protester was shot. Two
24 people were charged with assaulting the protester. The College Republicans raised money to cover the
25 security fees through a gofundme campaign. After the event, the College Republicans received an
26 invoice from the University for \$9,121, which they paid from the money received from the gofundme
27 campaign. However, the College Republicans did not plan other events in 2017 due to their inability
28 to cover the exorbitant security costs they anticipated needing.

7. As a result of the Yiannopolous event requiring substantial security, the University adopted a "Safety and Security Protocols for Events" policy. The policy states:

The University of Washington allows student organizations, other non-academic University groups, and non-University groups to use campus facilities for sponsored events. Campus rules and policies that govern these events are designed to support and facilitate safe and successful activities in venues owned and operated by the University. (See WAC 478-136-060)

Because the safety, security, and physical well-being of our campus community is of paramount concern to the University, it is the responsibility of any person or organization requesting the use of university facilities to comply with all applicable University policies, procedures, rules and regulations, and applicable local, state and federal laws, including but not limited to fire, health and safety regulations. This protocol will help facilitate such compliance.

When the use of campus facilities involves events, activities, and programs that are likely to significantly affect campus safety, security, and operation, the University will perform an analysis of all event factors. This could result in additional conditions and requirements placed on the host organization in order to maintain the safety and security of all organizing parties, guests attending, and the broader campus community. Safety and security concerns may include, but are not limited to, history or examples of violence, bodily harm, property damage, significant disruption of campus operations, and those actions prohibited by the campus code of conduct and state and federal law.

During the planning process, host organizations or groups are responsible for making the University aware of any known histories and/or issues of safety and security concerns. The University (i.e., venue coordinator and UWPD) may review all event details and logistics to determine necessary safety and security protocols. Additionally, if previously unknown or new safety and security concerns arise during the planning process, the University will review the event details and may alter any conditions and requirements. Any determination by authorized campus officials will be based on an assessment of credible information other than the content or viewpoints anticipated to be expressed during the event. Other events taking place on or near campus will be taken into consideration in the security review. Required security measures may include, but are not limited to, adjusting the venue, date, and timing of the event; providing additional law enforcement; imposing access controls or security checkpoints limiting costumes or items carried; and/or creating buffer zones around the venue.

The host organization or group will be required to pay costs of reasonable event security as determined in advance by the University. These costs include, but are not limited to security personnel, costs to secure the venue from damage, and special equipment as determined by law enforcement. Security fees will be based on standard and approved recharge rates for UWPD, other security personnel, and associated equipment costs or rentals. Should the University place supplementary security protocols prior to or during the event to provide adequate security to help mitigate any originally unforeseen security concerns, additional security fees may be charged to host organizations or groups. Host

1 organizations are financially responsible for damage, inside or outside of the venue, caused
2 by members of their organization or their invitees.

3 The University reserves the right, in rare circumstances, to cancel an event if based on
4 information available it is reasonably believed that there is a credible threat which
unreasonably places the campus community at risk of harm.¹

5 8. In October 2017, an individual associated with Patriot Prayer, Kyle Broussard,
6 contacted me offering to have the group's founder and leader, Joey Gibson, come to the campus on
7 November 22, 2017, for an indoor speaking event. Patriot Prayer is an informal group of evangelical
8 Christians formed and led by Gibson to convey a message of peace. Its Facebook page says it is about
9 "using the power of love and prayer to fight the corruption both in the government and citizen levels
10 that seek to gain power through division and deception."² Despite this description, Gibson has been
11 the target of physical assault by Antifa and similar violent left-wing activist groups who label him a
12 white supremacist and Nazi.

13 9. In October 2017, I, along with other members of the College Republicans, met with
14 Defendant Renee Singleton, assistant director of Student Activities, and Christina Coop, senior
15 activities advisor for Student Activities, to discuss planning for the Patriot Prayer event. Defendant
16 Singleton told me that security costs would be high due to security concerns. Singleton also told me
17 that Patriot Prayer is a controversial group and would present major security problems. Based on those
representations, the College Republicans decided not to move forward with the event.

18 10. In January 2018, we discussed holding a Patriot Prayer event outdoors to defray the
19 costs associated with room, equipment and some of the security costs. We reached out to Gibson to
20 inquire about scheduling an outdoor event in February 2018.

21 11. I met again with campus advisors to discuss planning for a February outdoor event. On
22 February 1, 2018, Defendant Craig Wilson, Patrol Commander with the UW Seattle Police
23 Department, told me the cost of security would be \$17,000 due to expected violent protests. Wilson
24 did not explicitly detail the reasons for such a large security fee. No other group has been charged such

25 ¹ Safety and Security Protocols for Events: Safety and Security Protocols for Events Sponsored by
26 Student Organizations, Non-Academic University Users, and Non-University Users with Potential to
27 Disrupt Campus Security, Safety and Operation; [http://depts.washington.edu/thehub/sao/rso-policy-
28 guide/safety-and-security-protocols-for-events/](http://depts.washington.edu/thehub/sao/rso-policy-guide/safety-and-security-protocols-for-events/).

² https://www.facebook.com/pg/PatriotPrayerUSA/about/?ref=page_internal.

1 an excessively large security fee in the past. See, e.g. Exh. 1, a true and correct copy of UWPD Security
2 Costs for 2016-17, attached hereto and incorporated herein by reference, which I obtained through a
3 Washington State Public Records Request.

4
5 I declare under penalty of perjury under the laws of the State of Washington that the foregoing
6 is true and correct.

7 DATED this 6th day of February, 2018, at Los Angeles, California.

8
9 
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
CHEVY SWANSON

UWPD Charges, 2016-17		
Date	Event	Amount
9/26/2016	ASUW Fall Fling	\$ 844.00
1/7/2017	ASUW AISC: Powwow	\$ 1,320.00
1/20/2017	College Republicans: Milo Yiannopoulos	\$ 9,121.00
3/7/2017	ASUW A&E: Shawn King	\$ 855.00
4/1/2017	Desi Dhamaka: Cultural Show	\$ 760.00
4/8/2017	First Nations: Spring Powwow	\$ 4,372.00
4/21/2017	Taiwanese Student Association: Night Market	\$ 950.00
5/5/2017	Polynesian Student Alliance: PolyDay	\$ 2,862.00
5/19/2017	ASUW A&E Spring Concert	\$ 3,310.00
	Total	\$ 24,394.00